

FOR INFORMATION, PLEASE CONTACT:

Lynda Smallwood  
100 Howe Avenue, Suite 100-South  
Sacramento, California 95825-8202  
[www.slc.ca.gov](http://www.slc.ca.gov)  
(TDD/TT) 1-800-735-2929  
(916) 574-1923

IN ATTENDANCE:

Steve Westly  
State Controller  
Cruz M. Bustamante  
Lt. Governor  
Lorena Gonzalez  
Office of the Lt. Governor  
Fred Klass  
Department of Finance

## VOTING RECORD

### SUMMARY

#### MEETING OF THE CALIFORNIA STATE LANDS COMMISSION

#### STATE CAPITOL ROOM 447 SACRAMENTO, CA 95814

STEVE WESTLY, STATE CONTROLLER, CHAIR  
CRUZ M. BUSTAMANTE, LIEUTENANT GOVERNOR, MEMBER  
DONNA ARDUIN, DIRECTOR OF FINANCE, MEMBER

**April 5, 2004**

EXCEPT FOR **C05**, **C11** AND **C43**, ALL ITEMS WERE APPROVED BY A  
VOTE OF 3-0.

#### ORDER OF BUSINESS

- I. **2:00 P.M. OPEN SESSION** CALENDAR ITEM REFERENCES TO AB 884  
DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT  
CODE SECTION 65920 ET SEQ.).

A SIGN LANGUAGE INTERPRETER WILL BE PROVIDED UPON ADVANCE  
NOTIFICATION OF NEED BY A DEAF OR HEARING IMPAIRED PERSON.  
SUCH NOTIFICATION SHOULD BE MADE AS SOON AS POSSIBLE PRIOR TO  
DATE OF THE EVENT.

IF YOU NEED REASONABLE ACCOMMODATION, TO CONDUCT BUSINESS  
WITH THE COMMISSION, FOR A DISABILITY AS DEFINED BY THE FEDERAL  
AMERICANS WITH DISABILITIES ACT AND THE CALIFORNIA FAIR  
EMPLOYMENT AND HOUSING ACT, PLEASE CONTACT THE COMMISSION  
IN ADVANCE TO ARRANGE FOR SUCH ACCOMMODATION.

- II. **CONFIRMATION OF MINUTES FOR THE MEETING OF FEBRUARY 2, 2004**
- III. **EXECUTIVE OFFICER'S REPORT**

**IV. CONSENT CALENDAR C01-C58 THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL AND ARE SUBJECT TO CHANGE AT ANY TIME UP TO THE DATE OF THE MEETING.**

ANYONE WISHING TO ADDRESS AN ITEM ON THE AGENDA SHOULD FILL OUT A SPEAKER FORM. WHEN YOU ARE CALLED TO SPEAK, PLEASE STATE YOUR NAME FOR THE RECORD.

**LAND MANAGEMENT DIVISION**

- C 01 ROBERT L. HULBERT (APPLICANT):** Consider application for a new General Lease–Recreational Use, of sovereign lands located in the Sacramento River, near the city of Sacramento, Sacramento County; for the construction of a new covered floating boat dock, pilings, and gangway. (W 25943; RA# 02003) (A 9; S 6) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [137 KB] ([Adobe Acrobat](#)) [89 KB]
  - **Exhibit B** ([MS Word](#)) [222 KB] ([Adobe Acrobat](#)) [119 KB]
- C 02 THE TRUST OF JACK A. LININGER (APPLICANT):** Consider application for a new General Lease – Protective Structure and Recreational Use, of sovereign lands located in the Sacramento River at Long Island, near Walnut Grove, Sacramento County; for an existing floating boat dock, dolphins, ramp, and bank protection previously authorized by the Commission. (WP 7769.9; RA# 09103) (A 8; S 4) (Negotiator: R. Barham)
- **Agenda Item** ([MS Word](#)) [39 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [137 KB] ([Adobe Acrobat](#)) [89 KB]
- C 03 RIVER VIEW MARINA, A CALIFORNIA LIMITED PARTNERSHIP (LESSEE); AND GATEWAY FINANCIAL CORPORATION, A CALIFORNIA CORPORATION (SECURED PARTY LENDER):** Consider application for an amendment of Lease No. PRC 6015.1, a General Lease - Commercial Use, and approval of an “Agreement and Consent to Encumbrancing of Lease” of sovereign lands located in the Sacramento River, near the city of Sacramento, Sacramento County; to extend the lease term, and authority to increase the bond or other security device. (WP 6015.1; RA# 13503) (A 9; S 6) (Negotiator: L. Burks)
- **Agenda Item** ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [30 KB]
  - **Exhibit A** ([MS Word](#)) [99 KB] ([Adobe Acrobat](#)) [55 KB]
  - **Exhibit B** ([MS Word](#)) [186 KB] ([Adobe Acrobat](#)) [99 KB]

- C 04 CITY OF MODESTO (APPLICANT):** Consider termination of General Lease – Public Agency Use No. PRC 4838.9, and consider application for a new General Lease – Public Agency Use, of sovereign lands located in the Tuolumne River, Shackelford area crossing, near the city of Modesto, Stanislaus County; for the construction, use and maintenance of two new parallel sewer pipelines and for the continued maintenance of an existing sewer pipeline to be abandoned and for three previously abandoned sewer pipelines. (W 25218; RA# 21694) (A 26; S 12)  
(Negotiator: L. Burks)
- **Agenda Item** ([MS Word](#)) [47 KB] ([Adobe Acrobat](#)) [31 KB]
- C 05 CITY OF NEEDLES (APPLICANT):** Consider an application for a General Lease – Public Agency Use, of public access lands located along the Colorado River, near the city of Needles, San Bernardino County; for the construction, use and maintenance of a pedestrian trail/walkway. (W 25912; RA# 17702) (A 34; S 18)  
(Negotiator: B. Dugal) THIS ITEM HAS BEEN **POSTPONED** FROM THIS MEETING
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [129 KB] ([Adobe Acrobat](#)) [72 KB]
  - **Exhibit B** ([MS Word](#)) [161 KB] ([Adobe Acrobat](#)) [84 KB]
- C 06 MCKINNEY SHORES PROPERTY OWNERS ASSOCIATION (LESSEE):** Consider revision of rent to Lease No. PRC 4053.1, a General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, near Homewood, Placer County; for two joint-use piers, 65 mooring buoys and one swim float. (PRC 4053.1) (A 4; S 1)  
(Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [33 KB] ([Adobe Acrobat](#)) [17 KB]
  - **Exhibit A-1** ([MS Word](#)) [155 KB] ([Adobe Acrobat](#)) [251 KB]
  - **Exhibit A-2** ([MS Word](#)) [152 KB] ([Adobe Acrobat](#)) [256 KB]
- C 07 WESTERN EQUITIES, LLC (LESSEE):** Consider the continuation of rent for Lease No. PRC 4158.1, a General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, near Sunnyside, Placer County, for an existing pier, boatlift and two mooring buoys. (PRC 4158.1) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [29 KB] ([Adobe Acrobat](#)) [16 KB]
- C 08 LOWELL W. LASH AND TERRY L. LASH (APPLICANTS):** Consider application for a Recreational Pier Lease of sovereign lands located in Lake Tahoe, Tahoe City, Placer County; for the retention of two mooring buoys, not previously authorized by the Commission. (W 25952; RA# 05603) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [32 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [151 KB] ([Adobe Acrobat](#)) [229 KB]

- C 09 THE GAR WOOD BUILDING, A CALIFORNIA LIMITED PARTNERSHIP (LESSEE):** Consider the continuation of rent for Lease No. PRC 5402.1, a General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, Carnelian Bay, Placer County; for the continued use and maintenance of a restaurant accommodation pier, 14 mooring buoys and three marker buoys. (PRC 5402.1) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [29 KB] ([Adobe Acrobat](#)) [16 KB]
  - **Exhibit A** ([MS Word](#)) [164 KB] ([Adobe Acrobat](#)) [293 KB]
- C 10 OTIS RUSSELL JOHNSON III, FORREST LOWELL JONES AND DANIEL GEORGE VOLKMANN, III, AS CO-TRUSTEES U/T/A DTD 12/20/84 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Kings Beach, Placer County; for an existing pier previously authorized by the Commission. (WP 5648.9; RA# 09303) (A 4; S 1) (Negotiator: M. Hays)
- **Agenda Item** ([MS Word](#)) [31 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [140 KB] ([Adobe Acrobat](#)) [97 KB]
- C 11 RELIANT ENERGY ORMOND BEACH, INC (APPLICANT/LESSEE):** Consider application for the execution of document titled “Consent to the Collateral Assignment and Encumbrancing of Lease No. PRC 4196.1”, General Lease – Right of Way Use, of sovereign lands located in the Pacific Ocean, near Oxnard, Ventura County, for the continued use and maintenance of two cooling water conduits serving the Ormond Beach power generating station. (WP4196.1; RA# 08203) (A 41; S 19) (Negotiator: M. Hays) **THIS ITEM HAS BEEN POSTPONED FROM THIS MEETING**
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [23 KB]
- C 12 CONOCOPHILLIPS COMPANY (APPLICANT):** Consider application for a Dredging Lease to dredge material from sovereign lands located in Carquinez Strait at the ConocoPhillips’ Marine Terminal, county of Contra Costa; disposal of dredged material at the U.S. Army Corps of Engineers’ designated disposal site SF-9 (Carquinez Strait) and/or other Dredged Material Management Office approved sites, including upland reuse areas. (PRC 4975.9; RA# 14703) (A 11; S 7) (Negotiator: D. Oetzel)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [181 KB] ([Adobe Acrobat](#)) [100 KB]
- C 13 TAMARA R. PERRY AS EXECUTOR OF THE ESTATE OF SELDEN LEONARD PERRY AKA SELDEN L. PERRY (APPLICANT):** Consider application for a new General Lease - Commercial Use, of tide and submerged lands located in the Mokelumne River, near the town of Isleton, Sacramento County; for an existing commercial marina, previously authorized by the Commission. (WP 2052.1; RA# 01103) (A 15; S 5) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [24 KB]

- C 14 ELKHORN BOAT CLUB, INC. (ASSIGNOR); HUGH TURNER, DBA ELKHORN BOAT CLUB, INC. (ASSIGNEE):** Consider application for the assignment of Lease No. PRC 5166.1, General Lease - Commercial Use, of tide and submerged lands located in the Sacramento River, near the city of West Sacramento, Yolo County, for existing boat docks and ramp. (WP 5166.1; RA# 12003) (A 8; S 8) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [18 KB]
  - **Exhibit A** ([MS Word](#)) [64 KB] ([Adobe Acrobat](#)) [31 KB]
  - **Exhibit B** ([MS Word](#)) [191 KB] ([Adobe Acrobat](#)) [115 KB]
- C 15 RAYMOND HAYWOOD, JR. AND KIMBERLY D. FONSECA (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, along the Garden Highway, Sacramento County; for the construction of a new boat dock and gangway. (W 24595; RA# 18402) (A 5; S 6) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [55 KB] ([Adobe Acrobat](#)) [27 KB]
  - **Exhibit B** ([MS Word](#)) [267 KB] ([Adobe Acrobat](#)) [146 KB]
- C 16 SACRAMENTO REGIONAL COUNTY SANITATION DISTRICT (APPLICANT):** Consider termination of General Permit – Public Agency Use, PRC 5432.9 and consider application for a new General Lease – Public Agency Use, of sovereign lands located in and adjacent to the American River, in the city of Sacramento near California State University at Sacramento, Sacramento County; for the continued use and maintenance of an existing sewer pipeline and the construction of two new parallel sewer pipelines known as the Arden Parallel Force Main Project. (W 25908; RA# 16702) (A 9; S 6) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [52 KB] ([Adobe Acrobat](#)) [47 KB]
- C 17 SAN JOAQUIN LOCAL AGENCY FORMATION COMMISSION, JAMES DARRAH AND WILLOW EQUITIES (APPLICANTS):** Consider annexation of tide and submerged lands in the Calaveras River to be annexed into the city of Stockton, called the Marianna Subdivision Annexation, San Joaquin County. (W 2400.200) (A 15, 26; S 5) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [29 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [146 KB] ([Adobe Acrobat](#)) [75 KB]
  - **Exhibit B** ([MS Word](#)) [320 KB] ([Adobe Acrobat](#)) [185 KB]

- C 18 TIKI LAGUN, LTD., A CALIFORNIA LIMITED PARTNERSHIP (ASSIGNOR); TIKI LAGUN PARTNERS, LLC (ASSIGNEE):** Consider application for the assignment of Lease No. PRC 4082.1, General Lease – Commercial Use, of sovereign lands located in Whiskey Slough, near the city of Stockton, San Joaquin County, for an existing commercial marina. (WP 4082.1; RA# 06503) (A 15, 17, 26; S 5, 14) (Negotiator: D. Jones)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [19 KB]
  - **Exhibit A** ([MS Word](#)) [190 KB] ([Adobe Acrobat](#)) [101 KB]
- C 19 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider acceptance and recordation of federal land patent of swamp and overflowed lands located near Hollister, San Benito County. (W 25723) (A 12,13; S 28) (Negotiator: N. Lee, J. Frey, and J. Kato)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [21 KB]
- C 20 LAMBERT C. BARNUM AND MARCIA A. BARNUM AND CHARLES H. MARX AND MARLENE MARX (APPLICANTS):** Consider acceptance of a lease quitclaim deed, termination of Lease No. PRC 6823.2, a General Lease - Grazing Use, and application for a General Lease – Grazing Use of school lands located eight miles north of Doyle, Lassen County; for livestock grazing. (PRC 6823.2; RA# 14302) (A 3; S 1) (Negotiator: N. Lee)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit B** ([MS Word](#)) [226 KB] ([Adobe Acrobat](#)) [166 KB]
- C 21 DELTA BEACH PROPERTIES, INC., A CALIFORNIA NON-PROFIT MUTUAL BENEFIT CORPORATION (APPLICANT):** Consider acceptance of Lease Quitclaim Deed, termination of Lease PRC 5383.1, and issuance of a new General Lease – Recreational Use, of sovereign lands located in the Sacramento River, near Walnut Grove, Sacramento County; for an existing boat launching ramp, two floating boat docks, and two walkways previously authorized by the Commission. (WP 5383.1; RA# 10903) (A 15; S 5) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [31 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [70 KB] ([Adobe Acrobat](#)) [35 KB]
  - **Exhibit B** ([MS Word](#)) [226 KB] ([Adobe Acrobat](#)) [130 KB]
- C 22 DELTA MARINA YACHT HARBOR, INC. (LESSEE):** Consider revision of rent to Lease No. PRC 3141.1, a General Lease – Commercial Use, of sovereign lands located in Sacramento River, near the city of Rio Vista, Solano County; for the continued use and maintenance of an existing accommodation dock and walkway. (WP 3141.1) (A 8; S 2) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [33 KB] ([Adobe Acrobat](#)) [15 KB]
  - **Exhibit A** ([MS Word](#)) [289 KB] ([Adobe Acrobat](#)) [175 KB]



- C 23 GENE CELLI (LESSEE):** Consider acceptance of a Lease Quitclaim Deed and Termination of Lease No. PRC 494.1, a General Lease – Commercial Use, of sovereign lands located in the Sacramento River, at Sherman Island, Sacramento County; for a commercial marina. (PRC 494.1) (A 9; S 5) (Negotiator: T. Lipscomb)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [220 KB] ([Adobe Acrobat](#)) [123 KB]
- C 24 COUNTY OF ORANGE (GRANTEE/TRUSTEE):** Consider approval of the dedication of Orange County’s Upper Newport Bay Nature Preserve as Public Trust lands to be held by the County of Orange, in trust, pursuant to Chapter 526, Statutes of 1919, as amended. (G09-00.5) (A 70; S 35) (Negotiator: J. Lucchesi; S. Nelson)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [70 KB] ([Adobe Acrobat](#)) [61 KB]
  - **Exhibit B** ([MS Word](#)) [330 KB] ([Adobe Acrobat](#)) [166 KB]
- C 25 BELARDO CO., L.P. (APPLICANT):** Consider application for a new General Lease – Recreational Use, of sovereign lands located in the Corte Madera Creek, city of Larkspur, Marin County; for an existing ramp, walkway, and a floating boat dock previously authorized by the Commission. (WP 4898.1; RA# 11303) (A 6; S 3) (Negotiator: N. Quesada)
- **Agenda Item** ([MS Word](#)) [33 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [225 KB] ([Adobe Acrobat](#)) [193 KB]
- C 26 PATRICK J. WALTZ (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, city of Sacramento, Sacramento County; for the construction of a new ramp, floating boat dock, and pilings. (W 25963; RA# 08003) (A 2, 5; S 4,6) (Negotiator: N. Quesada)
- **Agenda Item** ([MS Word](#)) [37 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [134 KB] ([Adobe Acrobat](#)) [97 KB]
- C 27 PORT SONOMA ASSOCIATES, LLC (LESSEE):** Consider revision of rent to Lease No. PRC 5650.1, a General Lease - Recreational Use, of sovereign lands located in the Petaluma River, near Blackpoint, Marin and Sonoma counties; for the continued use and maintenance of a 2.5-inch diameter water line and public access easement. (WP 5650.1) (A 6; S 3) (Negotiator: N. Quesada)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [18 KB]
  - **Exhibit B** ([MS Word](#)) [146 KB] ([Adobe Acrobat](#)) [75 KB]

- C 28 STEPHEN T. WILDER AND JACQUELINE D. WILDER, TRUSTEES OF THE WILDER FAMILY 1985 REVOCABLE TRUST DATED JUNE 29, 1985 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Napa River, Edgerly Island, city of Napa, Napa County; for an existing dock, ramp, and a floating boat dock previously authorized by the Commission. (WP 6608.9; RA# 08503) (A 7; S 2) (Negotiator: N. Quesada)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [78 KB] ([Adobe Acrobat](#)) [35 KB]
- C 29 CITY OF ENCINITAS (APPLICANT):** Consider application for a General Lease - Public Agency Use, of sovereign lands located in the Pacific Ocean adjacent to South Carlsbad and Leucadia State Beaches, cities of Encinitas and Carlsbad, San Diego County; for placement of approximately 48,000 cubic yards of sand as beach nourishment. (W 25955; RA# 09403) (A 74; S 38) (Negotiator: J. Smith)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [25 KB]
  - **Exhibit A** ([MS Word](#)) [361 KB] ([Adobe Acrobat](#)) [653 KB]
- C 30 SANTA CATALINA ISLAND COMPANY (LESSEE):** Consider application for an amendment to Lease No. PRC 6438.1, General Lease - Commercial Use, of sovereign lands located in the Pacific Ocean, Catalina Island, Los Angeles County; for renovation of the Isthmus Pier and establishment of a temporary dinghy dock landing area during renovation. (WP 6438.1; RA# 13203) (A 54; S 27) (Negotiator: J. Smith)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [159 KB] ([Adobe Acrobat](#)) [75 KB]
  - **Exhibit B-1** ([MS Word](#)) [78 KB] ([Adobe Acrobat](#)) [39 KB]
  - **Exhibit B-2** ([MS Word](#)) [97 KB] ([Adobe Acrobat](#)) [49 KB]
- C 31 CALIFORNIA DEPARTMENT OF PARKS AND RECREATION (LESSEE/SUBLESSOR); MALIBU PIER PARTNERS, LLC (SUBLESSEE/CONCESSIONAIRE):** Consider application for an amendment to Lease No. PRC 2589.9, a General Lease - Public Agency Use, of sovereign lands located in the Pacific Ocean, Malibu, Los Angeles County; to include seven existing mooring buoys; and approve two concession contracts for pier concession operations. (WP 2589.9; RA# 12603) (A 41; S 19, 23) (Negotiator: J. Smith)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [23 KB]
- C 32 CALAVERAS MATERIALS, INC., JAMES AND CAROLYN MOEN, SAN JOAQUIN RIVER CONSERVANCY, CALIFORNIA STATE LANDS COMMISSION (PARTIES):** Consider agreement involving issuance of a General Lease – Right of Way Use for two river crossings of sovereign lands in the San Joaquin River, northwest of Pinedale, Fresno and Madera counties; for maintenance of existing bridge/culvert structures; and study of remediation or removal of existing bridge/culvert structures. (W 22507; RA# 06003) (A 25, 29; S 14) (Negotiator: J. Smith; C. Fossum)
- **Agenda Item** ([MS Word](#)) [42 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit B** ([MS Word](#)) [22 KB] ([Adobe Acrobat](#)) [18 KB]



- C 33 EXXONMOBILE PIPELINE (LESSEE):** Consider the continuation of rent for Lease No. PRC 7772.1, a General Lease – Right of Way Use, of sovereign lands located in the bed of the Salinas River, near the city of Bradley, Monterey County. (PRC 7772.1) (A 28; S 15) (Negotiator: N. Smith)
- **Agenda Item** ([MS Word](#)) [30 KB] ([Adobe Acrobat](#)) [16 KB]
  - **Exhibit A** ([MS Word](#)) [457 KB] ([Adobe Acrobat](#)) [500 KB]
- C 34 WARREN LEWIS SIMMONS, JR. AND NANCY GALE SIMMONS OF THE WARREN LEWIS SIMMONS, JR. AND NANCY GALE SIMMONS TRUST, DATED MARCH 21, 1988 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, McKinney Bay, Placer County; for an existing pier, boat lift and two mooring buoys previously authorized by the Commission. (WP 3709.9; RA# 03203) (A 4; S 1) (Negotiator: B. Young)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [22 KB]
- C 35 LOUIS A. BASILE AND CHRISTINE A. BASILE (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Carnelian Bay, Placer County; for an existing pier, boat lift and two mooring buoys previously authorized by the Commission. (WP 5152.9; RA# 08303) (A 4; S 1) (Negotiator: B. Young)
- **Agenda Item** ([MS Word](#)) [35 KB] ([Adobe Acrobat](#)) [22 KB]
- C 36 RUBIK MORADIAN AND WENDI MORADIAN (APPLICANTS):** Consider application for a Recreational Pier Lease of sovereign lands located in Donner Lake, near Truckee, Nevada County; for the construction of a new pier. (W 25964; RA# 08403) (A 3; S 1) (Negotiator: B. Young)
- **Agenda Item** ([MS Word](#)) [27 KB] ([Adobe Acrobat](#)) [20 KB]
- C 37 DAVID A. BROWN, TRUSTEE, BROWN FAMILY TRUST U/T/D APRIL 27, 1993 (APPLICANT):** Consider application for a new Recreational Pier Lease, of sovereign lands located in Lake Tahoe, Meeks Bay, El Dorado County; for the retention of one existing mooring buoy. (W 25968; RA# 10303) (A 4; S 1) (Negotiator: B. Young)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [21 KB]
  - **Exhibit A** ([MS Word](#)) [78 KB] ([Adobe Acrobat](#)) [35 KB]
- C 38 LEONIS C. MALBURG AND D. LEONIE MALBURG (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Huntington Harbour, Huntington Beach, Orange County; for an existing recreational pier and access ramp previously authorized by the Commission. (WP 3086.9; RA# 08903) (A 67; S 35) (Negotiator: S. Young)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [169 KB] ([Adobe Acrobat](#)) [213 KB]

- C 39 CITY OF SAN CLEMENTE (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of sovereign tide and submerged lands located in the Pacific Ocean near the San Clemente Pier, San Clemente, Orange County; for the construction and maintenance of a new public beach access facility. (W 25494; RA# 07003) (A 73; S 35,38) (Negotiator: S.Young)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [182 KB] ([Adobe Acrobat](#)) [127 KB]

## **LEGAL**

- C 40 LONE PINE PAIUTE-SHOSHONE TRIBE (APPLICANT):** Consider authorizing the transfer of ownership of Native American archeological artifacts recovered during the Owens Lake Dust Mitigation Program to the Lone Pine Paiute-Shoshone Tribe (PRC 8079) (A 34; S 18) (Negotiator: P. Griggs)
- **Agenda Item** ([MS Word](#)) [30 KB] ([Adobe Acrobat](#)) [19 KB]
- C 41 HONEY LAKE CONSERVATION TEAM (CONSISTING OF THE TRUST FOR PUBLIC LANDS, THE CENTER FOR URBAN WATERSHED RENEWAL, THE BIOENGINEERING GROUP, INC., AND MICHAEL BAKER, JR., ENGINEERING INC.) (PARTY):** Consider Memorandum of Agreement regarding interim management of Honey Lake lakebed prior to transfer to the State. (W 25389) (A 03; S 01) (Negotiators: J. Clark, D. Plummer)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [27 KB]
- C 42 JAMES A. AND KATHLEEN A. MEISNER, HUSBAND AND WIFE, AS COMMUNITY PROPERTY (PRIVATE PARTY):** Consider approval of a Boundary Line Agreement involving certain real property in and adjacent to the San Joaquin River, Fresno County, pursuant to Public Resources Code Sections 6357. (W 25977/BLA 273) (A 31; S 14) (Negotiators: C. Fossum, M. McKown)
- **Agenda Item** ([MS Word](#)) [40 KB] ([Adobe Acrobat](#)) [27 KB]
  - **Exhibit A** ([MS Word](#)) [19 KB] ([Adobe Acrobat](#)) [9 KB]
  - **Exhibit B** ([MS Word](#)) [20 KB] ([Adobe Acrobat](#)) [10 KB]
  - **Exhibit C** ([MS Word](#)) [21 KB] ([Adobe Acrobat](#)) [11 KB]
  - **Exhibit D** ([MS Word](#)) [21 KB] ([Adobe Acrobat](#)) [11 KB]
- C 43 CALAVERAS MATERIALS, INC. (APPLICANT):** Consider application for a General Lease- Right of Way Use, of sovereign lands located in the San Joaquin River, Fresno and Madera counties; for maintenance of bridge/culvert structures. (W 22507; RA# 06003) (A 25, S 14) (Negotiator C. Fossum) THIS ITEM HAS BEEN POSTPONED FROM THIS MEETING

- C 44 WALDO POINT HARBOR V. STATE OF CALIFORNIA:** Request for approval of amendment to litigation settlement including a land exchange in case entitled Waldo Point Harbor v. State of California, et al. (Superior Court of California, County of Marin, Case# 137916) (Negotiators: Rodriquez, Reynolds, B. Stevenson)
- **Agenda Item** ([MS Word](#)) [51 KB] ([Adobe Acrobat](#)) [36 KB]
  - **Exhibit A** ([MS Word](#)) [166 KB] ([Adobe Acrobat](#)) [115 KB]
  - **Exhibit B-1** ([MS Word](#)) [126 KB] ([Adobe Acrobat](#)) [68 KB]
  - **Exhibit B-2** ([MS Word](#)) [90 KB] ([Adobe Acrobat](#)) [48 KB]

#### **ADMINISTRATION**

- C 45 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for the Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute agreements for preparation of environmental documentation and mitigation monitoring for proposed construction of a two-mile natural gas gathering pipeline crossing under the Feather river near Verona, Sutter county. (W25971; W30153) (A2; S4) (Negotiators: A. Abeleda, B. Young, J. Brown)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [18 KB]
- C 46 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for the Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute agreements for preparation of environmental documentation and mitigation monitoring for proposed construction of an undersea cabled observatory in Monterey Bay to support scientific research offshore of Monterey. (A 27; S 15) (W25980; W30156) (Negotiators: D. Brown, A. Abeleda, N. Quesada, D. Sanders)
- **Agenda Item** ([MS Word](#)) [34 KB] ([Adobe Acrobat](#)) [19 KB]
- C 47 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Requests authority for the Executive Officer to solicit bids, award and execute agreements for budget fiscal year 2004-2005. (A; S Statewide) (C2004-001, C2004-002, C2004-003, C2004-004, C2004-005) (Negotiators: D. Brown, A. Abeleda)
- **Agenda Item** ([MS Word](#)) [36 KB] ([Adobe Acrobat](#)) [20 KB]
- C 48 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and executed necessary agreements to develop engineering and maintenance standards for Liquefied Natural Gas Marine Terminals. (W9777.265) (A; S Statewide) (Negotiators: M. Eskijian, G. Gregory, M. Meier)
- **Agenda Item** ([MS Word](#)) [30 KB] ([Adobe Acrobat](#)) [17 KB]

## **MARINE FACILITIES DIVISION**

- C 49 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider adoption of regulations that incorporate the Oil Transfer and Transportation Emission and Risk Reduction Form to be used to implement the State's Oil Transfer and Transportation Emission and Risk Reduction Act of 2002. (W 9777.263) (A; S Statewide) (Negotiators: L. Prabhu, B. Scott, M. Meier)
- **Agenda Item** ([MS Word](#)) [31 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit A** ([MS Word](#)) [44 KB] ([Adobe Acrobat](#)) [42 KB]
- C 50 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider adoption of regulations that modify the fee to be used to implement the State's ballast water management programs for control of marine invasive species. (W 9777.234) (A; S Statewide) (Negotiators: M. Falkner, G. Gregory, M. Meier)
- **Agenda Item** ([MS Word](#)) [37 KB] ([Adobe Acrobat](#)) [25 KB]

## **MINERAL RESOURCES MANAGEMENT DIVISION**

- C 51 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL):** Staff Report on the completion of the full field safety audit as a provision of the Eighth Amendment of the Long Beach Harbor Tidelands Parcel and Parcel "A" Oil Contract, and the consent to assignment of interest in Tidelands Oil Production Company, Wilmington Oil Field, Los Angeles County. (W12001) (A 54;S 27) (Negotiators: M. Steinhilber)
- **Agenda Item** ([MS Word](#)) [48 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [47 KB] ([Adobe Acrobat](#)) [33 KB]
- C 52 CITY OF LONG BEACH (APPLICANT):** Consider approval of the First Modification and Supplement of the Annual Plan (July 1, 2003 through June 30, 2004), Long Beach Unit, Wilmington Oil Field, Los Angeles County. (W 17157) (A 54; S 27) (Negotiators: A. Reid, M. LeClair)
- **Agenda Item** ([MS Word](#)) [51 KB] ([Adobe Acrobat](#)) [30 KB]
  - **Exhibit A** ([MS Word](#)) [146 KB] ([Adobe Acrobat](#)) [73 KB]
- C 53 CITY OF LONG BEACH (APPLICANT):** Consider approval of the Long Beach Unit Annual Plan (July 1, 2004 through June 30, 2005), Long Beach Unit, Wilmington Oil Field, Los Angeles County. (W 17158) (A 54; S 27) (Negotiators: A. Reid, M. LeClair)
- **Agenda Item** ([MS Word](#)) [49 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [79 KB] ([Adobe Acrobat](#)) [37 KB]

- C 54 CITY OF RIO VISTA (APPLICANT):** Consider approval of a one-year Non-Exclusive Geological Survey Permit on sovereign lands located in the Sacramento River, city of Rio Vista, Solano County; for the drilling of at least two boreholes and at least two cone penetration tests at the proposed outfall site for the Rio Vista Northwest Wastewater Treatment Facility. (W 25979, W 6005.100; RA# 13003) (A 8; S 2) (Negotiator: M. Le Clair)
- **Agenda Item** ([MS Word](#)) [39 KB] ([Adobe Acrobat](#)) [22 KB]
  - **Exhibit A** ([MS Word](#)) [152 KB] ([Adobe Acrobat](#)) [87 KB]
- C 55 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for the Executive Officer to undertake measures to eliminate/reduce potential public safety hazards at four abandoned mines and to amend the existing memorandum of understanding with the Department of Conservation to facilitate these measures on State school lands in Imperial and San Bernardino Counties. (W 40102) (A 34; S17) (Negotiators: G. Pelka, C. Oggins)
- **Agenda Item** ([MS Word](#)) [43 KB] ([Adobe Acrobat](#)) [39 KB]
- C 56 CASTLE MINERALS, INC. AND CALPINE NATURAL GAS, L.P. (APPLICANTS):** Consider approval of a negotiated subsurface (no surface use) Oil and Gas Lease, Cache Slough, Solano County. (W 40861) (A 8; S 2) (Negotiator: J. Planck)
- **Agenda Item** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [74 KB] ([Adobe Acrobat](#)) [35 KB]
  - **Exhibit B** ([MS Word](#)) [171 KB] ([Adobe Acrobat](#)) [76 KB]
- C 57 UNION OIL COMPANY OF CALIFORNIA (LESSEE):** Consider acceptance of Full Quitclaim Deed for State Oil and Gas Lease No. PRC 2879.1, offshore Point Conception and Government Point, Santa Barbara County. (PRC 2879.1) (A 33; S 19) (Negotiator: M. Hamilton)
- **Agenda Item** ([MS Word](#)) [38 KB] ([Adobe Acrobat](#)) [20 KB]
  - **Exhibit A** ([MS Word](#)) [41 KB] ([Adobe Acrobat](#)) [23 KB]
  - **Exhibit B** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [84KB]
  - **Exhibit C** ([MS Word](#)) [676 KB]
- C 58 NEWMONT USA LIMITED, DBA: NEWMONT MINING CORPORATION (ASSIGNOR) AND WESTERN MESQUITE MINES, INC. (ASSIGNEE):** Consider approval of an assignment of 100 percent interest in State Mineral Extraction Lease No. PRC 8039.2 to Western Mesquite Mines, Inc., Imperial County. (PRC 8039.2) (A 80, S 37) (Negotiators: E. Kruger, G. Pelka)
- **Agenda Item** ([MS Word](#)) [45 KB] ([Adobe Acrobat](#)) [21 KB]
- V. REGULAR CALENDAR ITEM 59 - 64**
- 59 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Briefing on past progress, present status and future schedule for restoration of the Bolsa Chica wetlands and related habitat, Orange County. (A 67; S 35) (Negotiator: Jim Trout)

- 60 UNITED STATES FISH AND WILDLIFE SERVICE (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of public trust lands located within the Bolsa Chica lowlands, city of Huntington Beach, Orange County; for the construction of the Bolsa Chica Lowlands Restoration Project. (W 25306; RA# RX9702) (A 67; S 35) (Negotiator: J. Smith; P. Griggs; J. Trout)
- **Agenda Item** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [492 KB] ([Adobe Acrobat](#)) [469 KB]
- 61 LONG BEACH ENERGY, A DEPARTMENT OF THE CITY OF LONG BEACH (APPLICANT):** Consider certification of Proposed Mitigated Negative Declaration (MND No. 726; State Clearinghouse No. 2004021012) and consider application for a General Lease – Public Agency Use, of Public Trust lands located within the Bolsa Chica lowlands, Orange County, for continued use and maintenance of, including the relocation of a portion of, a natural gas pipeline. (WP 8481.9; RA# RX9702) (A 67; S 35) (Negotiator: J. Smith; P. Griggs; J. Trout)
- **Agenda Item** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [195 KB] ([Adobe Acrobat](#)) [260 KB]
- 62 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT):** Consider application for a new General Lease-Public Agency Use, of State-owned and public trust lands located within the Bolsa Chica lowlands, Orange County; for use and maintenance of a new bridge and approach roadway for Pacific Coast Highway (State Route 1); and authorize the Executive Officer to execute agreements with the California Department of Transportation necessary to implement the Bolsa Chica Lowlands Restoration Project. (W 25306; RA# 9702) (A 67; S 35) (Negotiator: J. Smith)
- **Agenda Item** ([MS Word](#)) [54 KB] ([Adobe Acrobat](#)) [26 KB]
  - **Exhibit A** ([MS Word](#)) [492 KB] ([Adobe Acrobat](#)) [469 KB]
- 63 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider adoption of a proclamation in recognition and support of Earth Day, 2004. (A & S Statewide) (Negotiator: Paul Thayer)
- **View Proclamation** ([MS Word](#)) [1057 KB] ([Adobe Acrobat](#)) [1054 KB]
- 64 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Consider the approval and signing of a letter from the Commission opposing development of 36 federal oil and gas leases off the California coast. (A & S Statewide) (Negotiator: Paul Thayer)

## **VI. PUBLIC COMMENT**

- VII. CLOSED SESSION AT ANYTIME DURING THE MEETING THE COMMISSION MAY MEET TO CONSIDER POSSIBLE AND PENDING LITIGATION IN A SESSION CLOSED TO THE PUBLIC PURSUANT TO THE ATTORNEY-CLIENT PRIVILEGES (SEE GOVERNMENT CODE SECTION 11126). THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(A):**



Kraus v. Placer County  
Waldo Point Harbor v. State of California, et al.  
Lane v. Schneider

IN ADDITION, THE COMMISSION MAY CONSIDER MATTERS WHICH FALL  
UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(B) or (2)(C)